IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 18173 of 2004

Between:

A.S. Murthy S/o late A. Satyanarayana Murthy

R/o Sitaramapuram Cherloopalem Hamlet,
Nathavaram Mandal, visakhapatnam District

Presently Working as Agricultural Officer, Tandava Co-operative
Sugar factory Limited payakaraopeta, Visakhapatnam

..... PETITIONER

AND

1 The Director of Sugars & cane Commissioner,and

Commissioner of Sugars, Shakkar Bhavan,Hyderabad
2 The Managing Director,

The Tanava Co-operative Sugar Factory Ltd.,

Payakaraopet, Visakhapatnam Dist.

3. The President/Chairman,

Tandava Co-operative Sugar Factory Ltd.,

Payakaraopet, Visakhapatnam Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any Writ or writs or order or orders direction or directions more particularly in the nature of mandamus directing the respondents inactions in not passing orders on my representations dt 9.9.2003 for consideration for the vacancy of Deputy Agricultural Officer, available in the 2nd and 3rd respondents factory which fall vacant ever since 2002 and also their action of continuing me as Agricultural officer on voucher payment basis ever since 2000 as arbitrary, illegal and violative of Arts. 14 & 21 of the Constitution of India.

Counsel for the Petitioner:MR.A.SRIGANESH
Counsel for the Respondents: G.P. FOR SUGAR & CANE.

The Court at the stage of admission made the following **ORDER** :

The petitioner contends that he is working as an Agricultural Officer on contract basis and he is eligible to be considered to the post of Deputy Chief Agricultural Officer. He made a representation on 09-09-2003 to the respondents requesting them to consider his case for appointment as a Deputy Chief Agricultural Officer. The grievance of the petitioner is that the respondents so far did not pass any orders on his representation to consider his case in the existing vacancy. The petitioner, therefore, approached this Court seeking a direction to the respondents to pass appropriate orders on his representation before filling up the vacancy of the Deputy Chief Agricultural Officer.

In the light of the submissions made by the petitioner, the respondents are directed to pass appropriate orders according to the existing rules on the representation of the petitioner dated 09-09-2003 before filling up the vacancy of the Deputy Chief Agricultural Officer.

The Writ Petition is accordingly disposed of.

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Dr. G. Yethirajulu, J.

Dt:7th October, 2004.

NOTE: CC in two days.

(B/O)

RNS

To

1 The Director of Sugars & cane Commissioner,and

Commissioner of Sugars, Shakkar Bhavan,Hyderabad.

2. Two CCs to G.P. for Sugar & Cane

3. Two CD copies.